



City Council Agenda

Council President
Ken Steitz

Councilmembers

Tom Boyajian
Garry Bredefeld
Chris Mathys, Acting Council President

Henry Perea
Sal Quintero
Daniel Ronquillo

City Manager
Jeffrey M. Reid

City Clerk
Rebecca E. Klisch

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

TUESDAY, NOVEMBER 2, 1999

IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. THE AGENDA IS AVAILABLE ON (www.ci.fresno.ca.us). THE COUNCIL MEETING CAN ALSO BE HEARD LIVE AT THE SAME WEB SITE ADDRESS.

8:30 A.M.

JOINT MEETING WITH THE REDEVELOPMENT AGENCY

Approve Agency minutes of October 26, 1999

Action Taken:

AGENCY GENERAL CONSENT

- A. Consider approval of two (2) agreements between the County of Fresno, the City of Fresno, and the Redevelopment Agency relating to the Airport Area, Central City Commercial, South Fresno Industrial, and Southeast Fresno Revitalization Redevelopment Project Areas
1. * Approve agreement regarding tax increment (*Council and Agency action*)
Action Taken:
 2. Approve a cooperative agreement to provide joint participation in promoting employment for persons transitioning out of public assistance and increasing affordable housing (*Council and Agency action*)
Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

8:30 A.M.

JOINT MEETING WITH THE REDEVELOPMENT AGENCY CONTINUED

AGENCY GENERAL ADMINISTRATION

- B. Request staff, in consultation with the City Attorney's Office, to prepare enabling documents and recommendations necessary to utilize funds for acquisition, rehabilitation and resale of substandard properties
1. **DIRECTION** - Staff to prepare an amendment to AAR No. 99-181 appropriating \$20,000 from District 3's general fund infrastructure budget and \$20,000 from the Redevelopment Agency Housing Set Aside to fund a program or project for the acquisition, rehabilitation and resale of substandard properties (*Council and Agency action*) - Councilmember Ronquillo
- Action Taken:**

ADJOURN AGENCY

9:00 A.M. COUNCIL ROLL CALL

Invocation by Pastor Miller Oliver of Victory Outreach Church

Pledge of Allegiance to the Flag

Proclamation of OLIVIA WHITTLE DAY" - All Councilmembers
(Olivia Whittle will perform by singing a song)

Proclamation of "NONPROFIT BOARD DAY"

Proclamation of "CALIFORNIA HOSPICE MONTH"

Proclamation of "BRUCE OWDOM DAY" - Councilmember Boyajian

Presentation of Resolution of Commendation to Jess Nichols - Acting President Mathys

COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.

THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.

Approve minutes of October 26, 1999

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

***ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS

9:30 A.M. HEARING to consider Rezoning Application No. R-99-33, filed by Fresno Ventures, LCC, for 4.53 acres located on the north side of W. Figarden Drive, between N. Santa Fe and N. Brawley Avenues

Action Taken:

1. **BILL** - Amending the Official Zone Map to rezone from the AE-5/UGM to the R-2/BA-20/UGM/cz zone district

Action Taken:

10:00 A.M. Presentation of Employee Service Awards
(*Reception immediately following - 2nd floor foyer*)

Action Taken:

10:30 A.M. Report relating to the eviction of Philip McCullough, Sr. from the Del Monte Pines Apartments, located at 4111 N. Fruit Avenue

Action Taken:

11:00 A.M. HEARING to consider Plan Amendment No. 99-020, Rezoning Application No. R-99-030, and environmental findings, filed by California Nevada Hawaii District Church Extension Fund for 4.60 acres of real property located at 1321 E. Nees Avenue

Action Taken:

1. **RESOLUTION** - Amending the Woodward Park Community Plan
2. **BILL** - Amending the Official Zone Map to rezone from the AE-5/UGM to the R-1/UGM zone district

Action Taken:

11:30 A.M. WORKSHOP regarding overview of California Environmental Quality Act (CEQA) guidelines and City of Fresno implementation

Action Taken:

2:00 P.M.#1 **DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)**

2:00 P.M.#2 **CLOSED SESSION**

A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Government Code Section 54956.9, Subdivision (a)

1. **Case Name:** Fresno City Employees Association v. City of Fresno, et al.
2. **Case Name:** Johnnie Poplin v. City of Fresno

Action Taken:

B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Government Code Section 54956.9, Subdivision (b)

Significant Exposure to Litigation:

1. **Case Name:** Patterson Environmental Response Trust v. City of Fresno
2. **Case Name:** Patriot Homes Fresno v. City of Fresno
3. **Case Name:** Patriot Homes Fresno II v. City of Fresno

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

2:30 P.M. HEARING to consider request of AT&T Corporation and Media One of Fresno, Inc. for approval and consent to change of control of cable antenna television system franchise, under cable television ordinance and FCC Application 394

Action Taken:

1. **RESOLUTION** - Conditionally approving and consenting to the change of control of cable antenna television system franchise, contingent upon execution of consent by franchisee and posting of guaranty

Action Taken:

1A. GENERAL CONSENT CALENDAR

(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 2:00 P.M.)

1. Approve agreement with Cost Recovery System, Inc. to provide administrative services required by City to be reimbursed by the State for applicable costs of State-mandated programs

Action Taken:

2. * **RESOLUTION** - 366th amendment to MFS Resolution No. 80-420 to establish a fee for a permit for millennium Safe and Sane Fireworks sales for the period of December 26, 1999 to January 2, 2000

Action Taken:

1B. CONSENT CALENDAR - BILL FOR INTRODUCTION - PINK TABS

2. PLANNING AND ZONING ADMINISTRATION

3. GENERAL ADMINISTRATION

4. CITY ATTORNEY

5. CITY COUNCIL

- A. * **RESOLUTION** - 41st amendment to AAR No. 99-181 appropriating \$1,300 from District 7's general fund infrastructure budget to fund the non-infrastructure related project for the neighborhood watch SP50 radios (*Requires 5 affirmative votes*) - Councilmember Perea

Action Taken:

- B. * **RESOLUTION** - 44th amendment to AAR No. 99-181 appropriating \$1,500 from District 1's general fund infrastructure budget to fund an after-school program for books and school supplies at Fremont School (*Requires 5 affirmative votes*) - Councilmember Boyajian

Action Taken:

- C. * **RESOLUTION** - 43rd amendment to AAR No. 99-181 appropriating \$2,600 from District 5's general fund infrastructure budget to fund a survivalink defibrillator for the Senior Citizen's Village (*Requires*

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

5 affirmative votes) - Councilmember Quintero

Action Taken:

5. **CITY COUNCIL ITEMS CONTINUED**

- D. * **BILL (For introduction)** - Amending Subsection 8-402(g) of the Fresno Municipal Code, relating to use of designated park areas - Council President Steitz

Action Taken:

- E. Direct the City Attorney to draft for initiation, an ordinance amending the UGM ordinance to require the addition of a full-service Police substation in northeast Fresno. Fees to be assessed on all new residential/commercial development within the Woodward Park area - Councilmember Perea

Action Taken:

- F. * **RESOLUTION** - 45th amendment to AAR No. 99-181 appropriating \$1,800 from District 5's general fund infrastructure budget to fund the Exhibit Hall B expenses for the Thanksgiving Day Luncheon

(Requires 5 affirmative votes) - Councilmember Quintero

Action Taken:

- G. * **RESOLUTION** - Submitting to City Electors a proposal to amend the Charter giving Councilmembers the right to appoint two (2) Council Assistants to serve each Council District, and placing said measure on the March 7, 1999 election ballot *(Council direction from the 7/27/99 meeting)*

Action Taken:

- H. Proposed appointment of Alan Gill to the Workforce Development Board - Councilmember Perea
(For introduction)

Action Taken:

6. **CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

7. **UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

SCHEDULED COUNCIL HEARINGS AND MATTERS

- Nov. 9 -** Report on City dog park winter closure
- Nov. 9 - 11:00 A.M.** **HEARING** re: Plan Amendment No. A-99-17, Rezone Appl. No. R-99-26, filed by Cambridge Homes
- Nov. 16 - 9:00 A.M.** Presentation by the Police Department of Latent Awards
- Nov. 16 - 10:00 A.M.** **HEARING** re: Rezone Appl. No. R-99-29, filed by Bob Shockley
- Nov. 23 - NO MEETING - THANKSGIVING WEEK**
- Nov. 30 - 10:00 A.M.** **HEARING** re: Community Facility District No. 2, Annexation No. 14
- Dec. 7 - 5:00 P.M.** Christmas Tree Lighting Ceremony - Mayor Patterson (2nd Floor Foyer)
- Dec. 7 - 6:00 P.M.** **HEARING** re: Plan Amendment No. P.A.99-02, Rezone Appl. Nos. R-99-04 and R-99-28, filed by Federal Realty Investment Trust
- Dec. 14 - 10:00 A.M.** **HEARING** re: Plan Amendment No. P.A. 99-16, Rezone Appl. No. R-99-25, CUP 99-111, filed by the City of Fresno, Public Works Dept. re: closure of City landfill and development of regional park and sports center
- Dec. 21 - NO MEETING - CHRISTMAS WEEK**
- Dec. 28 - NO MEETING - NEW YEAR'S WEEK**

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